Sectt. II-27—30,000—30-10-37

Home (1939) Department

(19)

SERIES.

G.O. No. 247

DATED 19-4-39

[Despatch Abstract.]

Courts - Civil - South Kanara Civil Courts - Extension granted to the members of the Superior Subordinate Service - Restriction of the number - Papers recorded —

Asst. of Madras Legis
Council Section,
4-8-38.

~~Starred~~ Question.

J.A. SALDANHA ESQUIRE,

THE HON'BLE THE MINISTER.

87. Will the Hon. the Minister for Courts and Prisons be pleased to refer to the answer given to my question No.84 on 25th March 1938, and to state:--

(a) how many members of the staff on the Superior Subordinate service of the Civil Courts in South Kanara have been given extension of service since 1st July 1937; and

(b) whether the extensions given by the District Judge up to 30th June 1937 (18) as compared with 9 in North Malabar, 4 in South Malabar and 7 in Coimbatore and Nilgiris were not considered by Government as abnormal, having regard to their policy generally to refuse extensions; and

(c) whether Government have decided to restrict or contemplate restricting the number of extensions in Civil Courts in South Kanara?

VV/4-8.

vide p 30 of Gr. 3403/11.7.38 (B)

(a) Since 1st July 1937, 17 (Seventeen) members of the Superior Subordinate Service of the Civil Courts in S. Kanara have been given extension of Service

V

Home Dept

Letter No. 27322 E 1 & 15-8-38

Rep.

10

To the Hon'ble the C.J.
of the H. et of J'cature
at Madras.

Hon'ble Sir,

I.C.S. 87 - Estabt.
~~Com~~ - C.Cl, S. Kanara -
Extension of Service granted
Since Feb 1937.

I am directed to request that the Hon'ble the Judges will be so good as to report how many members of the staff for the Superior Subordinate Service of the Civil Courts in the S. Kanara dt have been given extensions of Service since 1.7.1937.

Any information is regd. in connection with a I.C.S.

C.F. 50.

DEPARTMENT.

39025 E

Received ..... 19 . *Registered* 19

1/9

ASSISTANT SECRETARY TO GOVERNMENT
1-SEP 1938
HOME DEPARTMENT

Subject.

ENCLOSURES.
No. .....
.....
Spare copies ..

R.O.C. No. 4097/38-B-3.

Station Madras ., *Dated the* 30th August 1938.

From (Name) Sri.S.Srinivasa Ayyar, B.A.B.L.,
(Designation) Asst.Registrar, App.Side, High Court.

To The Secretary to the Government of Madras,
Home Department.

Sir,

Subject:-Legislative Council Question No.87-Establishment-Civil Courts, South Kanara-Extension of service granted since July 1937.

Reference:-Your letter No.27322-E-1, dated 15th August 1938.

I am to state that 17 (seventeen) members of the staff in the Superior Subordinate Service of the Civil Courts in the South Kanara district have been given extensions of service since 1st July 1937.

I have the honour to be,
Sir,
Your most obedient servant,
S Srinivasa Iyer
Asst.Registrar, App.Side.

V.S.

87/4/38

4

Home Department (E).

LEGISLATIVE COUNCIL QUESTION.

12.12.38

(Un-starred)

J.A. Saldanha Esq.

Question.

87. Will the Hon. the Minister for Courts and Prisons be pleased to refer to the answer given to my question No.84 on 25th March 1938, and to state:--

(a) how many members of the staff on the Superior Subordinate Service of the Civil Courts in South Kanara have been given extension of service since 1st July 1937; and

(b) whether Govt. have decided to restrict or contemplate restricting the number of extensions in Civil Courts in South Kanara?

Draft Answer.

(a) Since 1st July 1937, 17 (seventeen) members of the Superior Subordinate Service of the Civil Courts in South Kanara have been given extension of service.

(b) The question is under the consideration of the Govt.

2719

5.10.1938

4.10.38

To The L.C.O.
The Parliamentary Secy.
The Public (Service) Dept.

28.9.38

200—24-2-38.

27322 E

SECRETARIAT OF THE MADRAS LEGISLATURE,

Fort St. George, dated the 6 Aug 1938.

QUESTION No. 87 for the meeting of the Legislative Council to be held on the 15 Aug 1938.

Two copies of this question are forwarded to the Home Department.

The question has been admitted.

Aug. 1938

Secretary

To

The Home Department.

2

Home Dept.

A.S.

Please see the S.C.R. re cf clause (a) cf. the Dr.

Information may be called for from the High Court. Draft submitted clause (b). will be noted on paper see reply when High Court's reply is received.

cm 12/8

BH 12/8

S Fraser 13.8.38

cf 1 3 cf.

Issued letter No. 27322 E 1 of 15. 8. 38
From the High Court Roc No. 4097/38 B-3 of 30.8.38

A.S.

Please see the reply from the High Court at p 3 cf. A Separate reference has been made, calling for the reasons for the interlocutory injunction granted to ... Gandhi restraining the Viceroy from ... pending the ... Please see the High Court's reply to that reference before a draft answer is put up in this case. ds. If so this may be done.

D.F II cr. 29752/39 (file with item)

ds 12/8 cm

BH 12/8

3

[From the High Court R.C. No. 409/38 B 3 dt. 22.9.38]

Q.S.

The High Court has furnished a statement of members of the Superior Judicial Service of the Civil Courts of Sinhala Kanara whose services have been extended, and their reasons for granting extensions. With the letter now received, the information required for this file is complete.

2. A draft answer is submitted for approval

Q/S
27/9
CAV
27/9

S Fernando
28.9.38

M (C.P.) 28/9
1/10

Q.S.

The answer to the L.C.Qn has issued. Submitted that the file may be circulated to H.M. (P.S.) for reference at the time the question is answered.

Q/S
5/12
CAV
5/12

S. Fernando
6.12.38

M (P.S.)
6/12

H 2-3:
LF II C:

F 3 C 3
(F II)

L.C.Qn No. 1098

Extension of service granted to the staff in civil courts in South Kanara.

18 Q.—MR. J. A. SALDANHA: Will the Hon. the Minister for Courts and Prisons be pleased to refer to the answer given to my question No. 84 on 25th March 1938, and to state—

(*a*) how many members of the staff on the superior subordinate service of the civil courts in South Kanara have been given extension of service since 1st July 1937; and

(*b*) whether Government have decided to restrict or contemplate restricting the number of extensions in civil courts in South Kanara?

A.—(*a*) Since 1st July 1937, 17 (seventeen) members of the Superior Subordinate Service of the Civil Courts in South Kanara have been given extension of service.

(*b*) The question is under the consideration of the Government.

× (F.R. has since been amended making retirement compulsory at 55 years in the case of ministerial servants also)

a.s.

The final form of the question and answer was as shown above. Submitted that no further action is necessary. The papers may be recorded.

Dy. Secy. 1814

G.O.No. 2169 Date. 19.4.38 1814

L.C.R.:

Courts - Civil. S. Kanara D. - Extensions granted to the members of the Superior Subordinate Service - Restricting the number - Papers recorded.